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6 IN THE UNITED STATES DISTRICT COURT

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FOR THE NORTHERN DISTRICT OF CALIFORNIA

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MARCO J. AZUCENA,

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Plaintiff,

No. C 12-06033 JSW

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v.

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LATINO COMMISSION ON ALCOHOL
AND DRUG ABUSE OF ALAMEDA
COUNTY,

ORDER TO SHOW CAUSE

14

Defendant.

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16 This matter is set for a hearing on August 9, 2013 on the motion to dismiss filed by
17 Defendants. Pursuant to Local Civil Rule of the Northern District 7-3, an opposition or
18 statement of non-opposition to this motion was due to be filed and served by June 3, 2013. To
19 date, Plaintiff has not filed an opposition or statement of non-opposition. On June 5, 2013,
20 Defendants filed a notice of non-receipt of an opposition.

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Plaintiff is **HEREBY ORDERED TO SHOW CAUSE** ("OSC") in writing, by **June 17, 2013**, why the pending motion to dismiss should not be granted in light of his failure to file a
22 timely opposition or statement of non-opposition. If Plaintiff seeks to file a substantive
23 response to Defendants' motion, Plaintiff must demonstrate good cause for failing to file his
24 opposition brief in a timely fashion. In his response to this OSC, Plaintiff is also directed to
25 show cause why this case should not be dismissed for failure to prosecute. Plaintiff is
26 admonished that his failure to respond this Order by **June 17, 2013**, will result in a dismissal of
27 this action.

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1 If Plaintiff fileS a substantive response to Defendants' motion and demonstrates good
2 cause for his delay, the Court will provide Defendants an opportunity to file a reply brief by no
3 later than July 1, 2013.

4 If Plaintiff fails to file a response to this Order to Show Cause by **June 17, 2013**, the
5 Court shall dismiss this case without prejudice without further notice to Plaintiff. The Court
6 advises Plaintiff that the Handbook for Pro Se Litigants, contains helpful information about
7 proceeding without an attorney, is available through the Court's website or in the Clerk's office.
8 The Court also advises Plaintiff that he also may wish to seek assistance from the Legal Help
9 Center. Plaintiff may call the Legal Help Center at 415-782-9000, extension 8657, or sign up
10 on the 15th Floor of the Courthouse, Room 2796, for a free appointment with an attorney who
11 may be able to provide basic legal help, but not legal representation.

12 **IT IS SO ORDERED.**

13 Dated: June 6, 2013


JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

United States District Court

For the Northern District of California

10 MARCO J AZUCENA, Case Number: CV12-06033 JSW

11 Plaintiff,

CERTIFICATE OF SERVICE

12 v.

13 LATINO COMMISSION ON ALCOHOL
14 AND DRUG ABUSE OF ALAMEDA
COUNTY et al,

15 Defendant.

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17 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S.
District Court, Northern District of California.

18 That on June 7, 2013, I SERVED a true and correct copy(ies) of the attached, by placing said
19 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by
20 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office
delivery receptacle located in the Clerk's office.

21

22 Marco J. Azucena
9616 D Street
23 Oakland, CA 94603

24

25 Dated: June 7, 2013

Jennifer Ottolini
Richard W. Wieking, Clerk
26 By: Jennifer Ottolini, Deputy Clerk

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